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Facsimile Cover Sheet

To: USPTO
ATTN: Terry Dyson, Office of Patent Publication

From: Mark Watson

Fax: (703) 308-5065

Pages: Cover + 5

Re: Serial No.: 09/592,750
Filed: June 13, 2000
Attorney Docket No: 149516.01 (MCS-021-00)

Date: February 4, 2005

☒ **Urgent**

☒ **For Review**

☒ **Please Comment**

☒ **Please Reply**

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

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on February 4, 2005
Date

Mark Watson
Signature

Mark Watson, Registration No. 41, 370

Typed or printed name of person signing Certificate

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This correspondence includes the following attached papers:

1. Facsimile Cover Sheet including Certificate of Transmission under 37 C.F.R. § 1.8 (1 page)
2. Petition to Withdraw Holding of Abandonment under 37 CFR. §1.181 (2 pages)
3. Copy of Issue Fee Payment and Credit Card Payment faxed to USPTO on 10/18/2004 (2 pages)
4. Copy of Auto-Reply Facsimile Trans. indicating receipt of item (3) above, dated 10/18/2004 (1 page)

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Application No. : 09/592,750
Confirmation No. : 5780
Applicant : TOYAMA, Kentaro
**Title : A SYSTEM AND PROCESS FOR BOOTSTRAP
INITIALIZATION OF NONPARAMETRIC COLOR MODELS**
Filed : June 13, 2000
TC/A.U. : 2621
Examiner : EDWARDS, Patrick L.
Docket No. : MCS-021-00 (149516.01)
Customer No. : 27662

Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR §1.181

Sir:

This is a petition requesting immediate withdrawal of the Holding of Abandonment issued in this case on February 2, 2005 for failure to pay the issue fee. Following is a statement of facts in support of the Petition for Withdrawal of the Holding of Abandonment.

Statement of Facts:

1. Applicants paid the issue fee of \$1,370.00 on October 18, 2004, well before the due date of December 27, 2004. Specifically, the fee was paid via facsimile of a copy of the

Application No. 09/592,750

Reply to Notice of Abandonment Dated February 2, 2005

completed Part B of the Fee(s) Transmittal along with a copy of a Credit Card Payment Form (Form PTO-2038) in the amount of \$1,370.00.

2. An Auto-Reply Facsimile Transmission was received from the USPTO on October 18, 2004 indicating receipt of the completed Part B of the Fee(s) Transmittal and the Credit Card Payment Form (Form PTO-2038) via facsimile.
3. Copies of the completed Part B of the Fee(s) Transmittal, the Credit Card Payment Form (Form PTO-2038), and the Auto-Reply Facsimile Transmission acknowledging receipt by the USPTO are enclosed in support of the above statement of facts.

CONCLUSION:

In view of the above, it is respectfully submitted that applicants timely paid the issue fee in the subject patent application. Consequently, the Holding of Abandonment for failure to pay the issue fee is clearly in error. Therefore, applicants respectfully request immediate withdrawal of the Holding of Abandonment and issuance of the subject patent application at the earliest opportunity. Additionally, in an effort to further the prosecution of the subject application, the applicants kindly invite the USPTO representative considering this Petition to telephone the Applicant's attorney at (805) 278-8855 if there are any additional questions or concerns.

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Respectfully submitted,



Mark A. Watson
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Attorney for Applicant

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